IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.974 of 2007
C.C.REDDY & ORS
Versus
THE STATE OF BIHAR & ORS
---

2 24.10.2008. The petitioners have prayed for quashing of the FIR of Kotwali (Tilkamanghi) PS case no. 704 of 2004, annexure 1 lodged for offences under sections 120B,406,409,420,468,34 I.P.C. on the basis of complaint of respondent no.5 as well as order dated 2.5.2007, annexure 5, passed by the Chief Judicial Magistrate Bhagalpur.

It is submitted on behalf of the petitioners that even if the prosecution case is taken to be true, it would not disclose any criminal offence rather it constitutes a civil dispute for which a connected matter is already pending in the Labour court.

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It is submitted by the State counsel that in para 6 of the counter affidavit it has been stated that police also found the case to be of a civil nature, as such, it has decided to file requisition for recall of executed warrant against the petitioners. It is also stated by the learned State counsel that a direction has also been made to the I.O. to file a final form in this case.

In view of the submissions of the parties and averments made in the counter affidavit, this court does not find it necessary to pass any order quashing the FIR.

The writ petition stands disposed of.

Shashi. **(S.P.Singh,J).**